

GOVERNMENT OF ANDHRA PRADESH  
A B S T R A C T

SUITS – Land Acquisition – PJP – GADWAL - Mahabubnagar District – Kothakota (Mandal) – Ramanpad (Village) – O.P.No.57/1995 - Sanction of decretal charges of **Rs.3,54,125/-** Orders – Issued.

IRRIGATION & CAD (PW.LA.III.A2) DEPARTMENT

G.O.RT.NO.

DATE:16.09.2009

Read :

- 1) From the Special Collector (LA) Bheema Project, Mahabubnagar District No.E/PJP/2004/2009, dt:02.05.2009.
- 2) From CCLA, AP, Hyd Lr.No.SRP4/365/2009, dated:023.07.2009.

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O R D E R:

The Secretary to the Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad has informed that the Special Collector, LA, Bheema Project, Mahabubnagar has submitted the proposals for sanction of final payment of decretal charges in respect of O.P.No.57/1995 pertaining to Ramanpad (V) Kothakota (M) Mahabubnagar District. The then Special Dy.Collector, LA, PJP, Gadwal had acquired the land to an extent of Acs.115.18 gts vide Award No.14/90, dt:10.08.1990 by fixing the market value @Rs.16,000/- per acre for Cat-I, II and III and @Rs.2,000/- per acre for Cat-IV & V for the purpose of submergence of Okkasetty Vague Project, Ramanpad. Dis-satisfaction of the rate given by the LAO and SDC, LA, PJP, Gadwal, the awardees have filed their petitions under sections (18) of the L.A.Act. The said petition was referred to the court of Sr.Civil Judge, Gadwal for adjudication. The Sr.Civil Judge, Wanaparthi in its judgment dt:27.07.2002 has enhanced the market value from Rs.16,000/- to Rs.32,000/- for Cat-I, II & III and from Rs.2,000/- to Rs.32,000/- per acre for Cat-IV & V. Aggrieved by the orders of the Sr.Civil Judge, Wanaparthi dt:27.07.2002 in O.P.No.57/95, the SDC has been filed appeal in the Hon'ble High Court of A.P, Hyderabad. The Hon'ble High Court of A.P, hyd has granted interim orders dt:14.06.2003 in respect of A.S.No.652/2003 towards payment of half of the budget charges. Accordingly, an amount of Rs.2,65,484/- was sanctioned and the same was deposited in the Civil Court on 18.08.2006. Finally, the Hon'ble High Court of A.P, Hyd has dismissed the appeal filed by the Land Acquisition Officer by confirming the orders of the reference court.

- 2) After careful examination of the matter, Government hereby accord sanction for an amount of **Rs.3,54,125/- (Rupees Three lakhs fifty four thousand one hundred and twenty five only)** in respect of O.P.No.57/1995 pertaining to Ramanpad (V) Kothakota (M) of Mahabubnagar District subject to verification whether the reference under section 18 (1) of the L.A.Act is made to the Lower Court after following all the guidelines/directions on the subject and in case it is detected that Sec.18 reference was made contrary to the rules/guidelines issued by the Govt/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyd immediate action should be taken to recover the loss sustained by the Government from the staff concerned and filing of restitution petition and also subject to confirmation of the Chief Engineer as to the extent of land acquired. Further, the Special Collector should verify the calculations made by the Land Acquisition Officer once again thoroughly with reference to the decree and instructions issued by the Government/Special Chief Secretary to

Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad on the subject from time to time duly deducting the Income Tax as per rules before depositing the amount in Lower court.

(PTO)

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3) The expenditure sanctioned in para (2) ante shall be debitable to following Head of Account under "4701-SMJH -01-Major Irrigation - M.H.122 Jurala Project G.H.11 - NSP- SH (26) - Dams and Appurtenant works - 530 Major Works - 532 Lands (charged). In case, the available budget provision is not sufficient to meet the present requirement, the expenditure shall be met initially by way of advance from contingency fund subject to surrendering an equal amount from voted grant.

4) This order issues with the concurrence of Finance (Works&Projects) Department vide their U.O. No.3461/F2(2)/2009-1, dated 05.09.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYA NATH DAS  
SECRETARY TO GOVERNMENT

To

The Spl. Chief Secretary to Government & CCLA, A.P., Hyderabad.

The Special Collector, LA, Bheema Project, Mahabubnagar.

The Chief Engineer, I& CAD, MBNR, Jalsoudha Buildings, Hyderabad.

The SDC, LA, PJP, Gadwal, Mahabubnagar.

The Director of Works Accounts, Hyderabad.

Copy to: P.S. to Minister (M& MI).

Finance (W&P) Department/File C.No.10951//LA-III(A2)/2009

SF/SCs

//FORWARDED::BY ORDER//

SECTION OFFICER